

# Knobbe Martens Olson & Bear LLP

Intellectual Property Law



3-7-06

IFW 3736/1

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## Mail Stop Amendment

Commissioner for Patents  
United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

### CERTIFICATE OF MAILING BY "EXPRESS MAIL"

**Attorney Docket No.** : MASIMO.007C3  
**Applicants** : Mohamed K. Diab et al.  
**For** : SIGNAL PROCESSING APPARATUS  
**Attorney** : John M. Grover  
**"Express Mail"**  
**Mailing Label No.** : EV 307965201 US  
**Date of Deposit** : March 6, 2006

I hereby certify that the accompanying

Transmittal Letter; Response to the *Ex Parte Quayle* Office Action of October 5, 2005 in 11 pages; Information Disclosure Statement, PTO Form PTO/SB/08 Equivalent with 1 reference; Check for Filing Fee; Return Prepaid Postcard

are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and are addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Please Direct All Correspondence to Customer Number **20995**

**AMENDMENT / RESPONSE TRANSMITTAL**

Applicants : Mohamed K. Diab et al.  
App. No : 09/111,604  
Filed : July 7, 1998  
For : SIGNAL PROCESSING  
APPARATUS  
Examiner : Eric F. Winakur  
Art Unit : 3736

Confirmation No.: 6003

**Express Mail Certification**

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated below and are addressed to: Mai Stop Amendment, Commissioner for Patents, United States Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450, on

March 6, 2006

(Date)

John M. Grover, Reg. No. 42,610

**Mail Stop Amendment**

Commissioner for Patents  
United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing in the above-identified application are the following enclosures:

- (X) a Response to the *Ex Parte Quayle* Office Action of October 5, 2005 in 11 pages;
- (X) an Information Disclosure Statement and PTO/SB/08 equivalent listing 1 reference for consideration:
  - (X) Listing 1 reference;
  - (X) Enclosing 1 reference;
- (X) a check in the amount of \$1,020 and
- (X) a return prepaid postcard.

03/08/2006 AKELECH1 00000064 09111604

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The fee has been calculated as shown below:

FEE CALCULATION				
FEE TYPE		FEE CODE	CALCULATION	TOTAL
Excess Claims	1 - 20 = 0	1202 (\$50)	0 x 50 =	\$0
Excess Independent	1 - 3 = 0	1201 (\$200)	0 x 200 =	\$0
Multiple Claim	1.16(j)	1203 (\$360)		\$0
3 Month Extension	1.17(a)(3)	1253 (\$1,020)		\$1,020
			<b>TOTAL FEE DUE</b>	<b>\$1,020</b>

An extension of time is hereby requested by payment of the appropriate fee indicated above.

Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

  
John M. Grover

Registration No. 42,610

Attorney of Record

Customer No. 20,995

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MASIMO.007C3



PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant : Mohamed K. Diab  
Appl. No. : 09/111,604  
Filed : July 7, 1998  
For : SIGNAL PROCESSING  
APPARATUS  
Examiner : Eric Frank Winakur  
Group Art Unit : 3736

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

March 6, 2006

(Date)

John M. Grover, Reg. No. 42,610

**RESPONSE TO THE *EX PARTE QUAYLE* OFFICE ACTION OF OCTOBER 5, 2005**

**Mail Stop Amendment**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Dear Sir:

This paper responds to the *Ex Parte Quayle* Office Action mailed October 5, 2005 and includes a request for a three (3) month extension of time.

A listing of the claims begins on page 2 of this paper. There are no amendments to the claims.

Remarks begin on page 4 of this paper.